

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 182 – HB 174

April 6, 2015

SUMMARY OF ORIGINAL BILL: Authorizes a student to be expelled, suspended, or sent to an alternative school upon the issuance of a criminal complaint charging a student with a violent felony or upon the issuance of a violent felony delinquency complaint, if the director of schools deems that a return to the regular classroom would have a detrimental effect on the school. Requires a student to be expelled from the district upon the student's conviction of a violent felony or upon the student's adjudication or admission of guilt with respect to a violent felony or violent felony delinquency. Requires the director of schools to give notice of any such decision to such student's parent or guardian. Sets forth an appeals process for such decisions. Authorizes a director of schools in another local education agency (LEA) to re-enroll a student who has been expelled or remanded after an investigation has been performed. Authorizes any LEA that accepts the enrollment of a transfer student to dismiss the student, if it is determined subsequent to their enrollment, that the student had been expelled or remanded by the other LEA.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (005745): Adds language to the original bill. Relative to the suspension of students who are legally charged with or convicted of a felony and whose continued presence at the school poses a danger to persons or property or will disrupt the educational process, authorizes the principal of the school where such students attend and the director of schools to determine the appropriate educational assignment for the student once they are released for readmission.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Students that commit violent felonies will be expelled or remanded to an alternative setting under current LEA disciplinary procedures.
- No increase in local expenditures for additional notifications or a significant increase in the number of appeals of such decisions.
- No increase in the number of students who will be expelled or sent to an alternative school.

SB 182 – HB 174

- No increase in local expenditures to open additional alternative schools.
- Students in the custody of the Department of Children's Services (DCS) and who attend school that is run by DCS will not be impacted by this bill.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "Jeffrey L. Spalding". The signature is written in a cursive, flowing style.

Jeffrey L. Spalding, Executive Director

/msg